

10-05-06



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Geoffrey Goldspink Confirmation No.: 8321
 Serial No.: 10/005,131 Art Unit: 1632
 Filed: December 5, 2001 Examiner: Hama, Joanne, Ph.D.
 For: EUKARYOTIC GENE EXPRESSION Attorney Docket No.: 10103-004-999
 CASSETTE AND USES THEREOF CAM: 052922-999026

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
 TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 4, 2006, of the Primary Examiner finally rejecting claims 31-35, 40-42, 51, 58-62, 67-69, 78, 97 and 98 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for 3 months:
☐ was filed on
☒ is submitted herewith.
2. ☒ A timely response to the final rejection is submitted herewith.
3. ☐ A fee in the amount of \$500.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
4. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: October 2, 2006

by: Irina E. Britva, Ph.D., Patent Agent
 for: Anthony M. Insogna

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